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BOX: PATENT APPLICATION

SIR:

Transmitted herewith for filing is the patent application (including Specification, Claims, and Abstract, 19 pages) of:

Inventor : Vladka Curin-Serbec

For : ANTIBODIES CAPABLE TO SELECTIVELY DETECT PRION PrP^{Sc}
ISOFORMS***If a CONTINUING APPLICATION, please mark where appropriate and supply the requisite information below and in a preliminary amendment:*☐ continuation ☐ divisional ☐ Continuation-In-Part (CIP)
of prior application Serial No. _____Prior application information: Examiner :
Art Unit :

Enclosed are:

- ☒ 7 sheets of informal drawings.
- ☐ **Signed** Combined Declaration and Power of Attorney (_____ pages).
- ☐ **Copy of signed** Combined Declaration and Power of Attorney (_____ pages) from a prior application (1.63(d) (for continuation/divisional).
- ☐ **Signed** statement deleting inventor(s) named in prior application (_____ pages) (1.63(d)(2) and 1.33(b)).
- ☐ **Incorporation By Reference:** The entire disclosure of the prior application, from which a **copy** of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the enclosed application and is hereby incorporated by reference therein.
- ☐ Assignment (_____ pages) of the invention to _____.
- ☐ Assignment Transmittal Letter.
- ☐ Certified copy of a foreign priority document.
- ☐ Associate power of attorney.
- ☐ Verified statement to establish small entity status (_____ pages) (newly signed or copy filed in prior application).

JC542 U.S. PTO
09/576724

05/23/00

- ☒ Preliminary Amendment (3 pages).
- ☐ Information Disclosure Statement, form PTO-1449 (_____ pages) and _____ references.
- ☒ **UNSIGNED** Combined Declaration and Power of Attorney (2 pages).
- ☐ Statement in Accordance with 37 CFR § 1.821(f) and computer readable 3.5" Diskette.
- ☒ Notice of Receipt of Deposit (1 page) with attached receipt.
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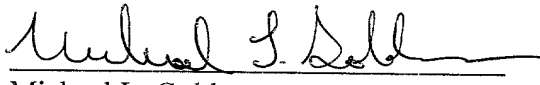
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Date: May 23, 2000


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EXPRESS MAIL CERTIFICATE

DOCKET NO.: **201196/50**

APPLICANT: **Vladka Curin-Serbec**

TITLE: **ANTIBODIES CAPABLE TO SELECTIVELY DETECT PRION
PrP^{Sc} ISOFORMS**

Certificate is attached to the **Informal Drawings (7 pages)** of the above-identified application.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Vladka Curin-Serbec)	Examiner:
Serial No.	:	To Be Assigned)	To Be Assigned
Filed	:	Herewith)	Art Unit:
For	:	ANTIBODIES CAPABLE TO)	To Be Assigned
		SELECTIVELY DETECT PRION PrP ^{Sc})	
		ISOFORMS)	

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231
Box: Patent Application

Dear Sir:

Please amend the above-identified patent application as follows:

In the Claims:

Please delete claim 19.

Please amend claims 3, 4-13, and 15 as follows:

3. (Amended) The antibody according to claim 1 [or claim 2], wherein the protein sequence recognized by the antibody is

-Cys-Ile-Thr-Gln-Tyr-Glu-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

or a part thereof.

4. (Amended) The antibody according to claim 1 [any of the preceding claims], which is a polyclonal or a monoclonal antibody or a fragment thereof.

5. (Amended) The antibody according to claim 1 [any of the preceding claims], which is linked to a marker.
6. (Amended) The antibody according to claim 1 [any of the claims 1 or 2], which is derived from the hybridoma cell line CNCM I-2476.
7. (Amended) ~~The use~~ [Use] of an antibody according to claim 1 any of the claims 1 to 6 or a functional part thereof for the diagnosis and/or treatment of Bovine Spongiform Encephalopathy or Creutzfeld-Jacobs-Disease or a variant form of Creutzfeld-Jacobs-Disease or TSE related diseases.
8. (Amended) The use of an antibody according to claim 1 [any of the claims 1 to 6] for the production of a drug against BSE and/or CJD and/or vCJD or TSE related diseases.
9. (Amended) The use of an antibody according to claim 1 [any of the claims 1 to 6] for the production of an active and/or passive vaccine against BSE, CJD, vCJD or TSE related diseases.
10. (Amended) A method of producing an antibody according to claim 1 [any of the claims 1 to 6] comprising the step of immunizing an animal with an amount of a peptide having the amino acid sequence

-Cys-Ile-Thr-Gln-Tyr-Glu-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

or

-Cys-Ile-Thr-Gln-Tyr-Gln-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

or a variant thereof, obtained by substituting, deleting or adding one or more amino acids with the proviso that the three dimensional conformation is essentially retained, sufficient to elicit an immune response.

11. (Amended) A kit [Kit] for the diagnosis and/or the treatment of BSE and/or CJD and/or vCJD or TSE related diseases, containing an antibody according to claim 1 [any of the claims 1 to 6].


12. (Amended) A pharmaceutical [Pharmaceutical] composition, comprising an antibody according to claim 1 [any of the claims 1 to 6].

13. (Amended) A hybridoma [Hybridoma] cell line capable of producing [to produce] an antibody according to claim 1 [any of the claims 1 to 6].

15. (Amended) An antibody [Antibody] directed to the idiotype of an antibody according to claim 1 [any of the claims 1 to 6].

Respectfully submitted,

Date: May 23, 2000



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Antibodies capable to selectively detect prion PrP^{Sc} isoforms

10 The present invention pertains to novel antibodies directed to the C-terminal part of the PrP^{Sc} isoform of prions. In particular, the present invention pertains to the use of such antibodies in the diagnosis of bovine spongiform encephalopathy (BSE), the new variant form of Creutzfeldt Jacobs Disease (vCJD), sporadic CJD and scrapie.

15 Starting in 1986 a chronic degenerative disease has been diagnosed in the United Kingdom. Cattle affected by this disease experienced progressive degeneration of the nervous system, displayed changes in temperament, such as nervousness or aggression, abnormal posture, incoordination and difficulty in rising, decreased milk production, or loss of body weight despite continued appetite. The affected cattle eventually died.

20 This disease had been termed Bovine Spongiform Encephalopathy (BSE) and is now widely referred to as "mad cow disease". During the following ten years approximately 160 000 cases of this newly-recognized cattle disease were confirmed in the United Kingdom, while also in other European countries and even in countries abroad, e.g. Canada, The Falkland islands and the Oman Sultanate animals suffering from said disease were reported.

25 BSE is associated with a transmissible agent, the nature of which is not yet fully understood. The agent affects the brain and spinal cord of cattle and lesions are characterized by sponge-like changes visible by means of a microscope. This agent is highly stable, and withstands heating to normal cooking temperatures and to even higher temperatures such as those used for pasteurization, sterilization at usual temperatures and time periods, as well as to freezing
30 and drying.

In cattle naturally infected with BSE, the BSE agent has been found only in brain tissue, in the spinal cord, and in the retina. Additional studies have identified BSE infectivity in the distal ileum, bone marrow, dorsal root ganglion, and trigeminal ganglion of calves that had been fed brain material from BSE-infected animals.

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In human beings a similar degenerative syndrome is known, which is termed Creutzfeldt-Jacobs disease (CJD). CJD is a slow degenerative human disease of the central nervous system with obvious dysfunction, progressive dementia, and vacuolar degeneration of the brain. CJD occurs sporadically worldwide at a rate of 1 case per 1 million people per year. More rare are the related TSE (Transmissible Spongiform Encephalopathy) conditions of the Gerstmann- Straussler syndrome, kuru and fatal familial insomnia.

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In 1996, the UK's Spongiform Encephalopathy Advisory Committee (SEAC) announced the identification of 10 cases of a new variant form of CJD (vCJD). All of the patients developed onset of illness in 1994 or 1995. However, the 10 cases reported vastly differed from the sporadic form of CJD. The affected individuals were much younger than the classical CJD patient. Typically, CJD patients are over 63 years old. In contrast thereto, the average patient's age for the onset of variant CJD was about 28. The course of the disease in the vCJD averaged 13 months which differs from classical CJD cases, which average a 6 month duration. In the variant cases, electroencephalographic (EEG) electrical activity in the brain was not typical of sporadic CJD. Although brain pathology was recognizable as CJD, the pattern was different from sporadic CJD, with large aggregates of prion protein plaques.

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According to the SEAC, all victims were reported to have eaten beef or beef products in the last 10 years, indicating a causative relationship between vCJD and BSE. Two studies published in 1997 confirmed the assumption that the BSE agent is highly likely to be the cause of vCJD. To this end, a group of researcher infected three panels of inbred mice and one panel of crossbred mice with BSE, vCJD and sporadic CJD, respectively. Interim results indicated that mice inoculated with BSE showed the same pattern of incubation time, clinical signs and brain lesions as mice inoculated with tissues from patients with vCJD from which

it was concluded that BSE and vCJD have the same signature or are the same "strain". Furthermore, sporadic CJD and known scrapie strains were not similar to vCJD or BSE. These results have been confirmed by other researchers so that it is presently believed that BSE may be transmitted to human beings resulting in the development of vCJD.

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Due to the increasing public and scientific concern about the possibility of BSE being transmitted to the human population as a result of consumption of products derived from infected cattle it has been suggested that cattle suffering from BSE should be slaughtered and their carcasses should not be introduced into the human food chain. However, given that BSE takes typically five or more years to become manifest as the result of the behaviour of an infected animal and due to the fact that there has been no quick method of assessing the probability of whether or not a particular cow is suffering from BSE other than examining the brain of the slaughtered animal, it has been suggested that the only safe approach to adopt, which will in addition calm public fears about the safety of eating beef products, is widespread slaughter. It is almost inevitable that such a policy will result in the slaughter of many thousands of cattle which are not infected with BSE. Consequently, there is a need in the art for a quick determination method of BSE.

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One method presently available to determine the presence of the BSE agent in tissues is to inoculate animals, usually mice, with material believed to be infected with BSE. Mouse inoculation studies take, however, a long time of up to 700 days, and failure to identify it in tissues may indicate either true absence of the agent or simply the limited sensitivity of this approach.

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The agent responsible for the development of BSE and other TSE's, such as the vCJD, is smaller than the smallest known virus and has not been completely characterized yet. There are three main theories on the nature of the agent. (1) The agent is a virus with unusual characteristics, (2) the agent is an exclusively host-coded protein ("prion") that is modified to a partially protease-resistant form after infection, and (3) the agent is a small, non-coding regulatory nucleic acid coated with a host-derived protective protein. The BSE agent is

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extremely resistant to heat and to normal sterilization processes. It also does not evoke any detectable immune response or inflammatory reaction in host animals.

In the recent past it has now been found that the agent responsible for the disease is distinct from viruses. The agent can exist in multiple molecular forms, whereas viruses exist in a single form with distinct ultrastructural morphology. Second, these agents are non-immunogenic, in contrast to viruses, which almost always provoke an immune response. Third, there is no evidence for an essential nucleic acid within the infectious particle, whereas viruses have a nucleic acid genome which serves as the template for the synthesis of progeny virus. Thus, it was eventually concluded that prions are the cause for the degenerative disease, the only known component thereof is the prion, which is encoded by a chromosomal gene of the individual itself.

Infectious prions are essentially composed of a protein designated as the "scarpie isoform" of the prion protein, abbreviated as PrP^{Sc} . A post-translational process, as yet undefined, obviously generates PrP^{Sc} from the ubiquitous cellular prion protein PrP^{C} . Both, PrP^{Sc} and PrP^{C} are encoded by a single copy chromosomal gene and it has been shown that the inoculated prion initiates the production of PrP^{Sc} from the normal host PrP^{C} polypeptide. In contrast to the normal form, which is mainly found on the cell surface the isoforms are accumulated within the cells in vesicles. The isoforms also differ in their conformational structure, exhibited by an increased β -sheet content which might be a cause for the increased protease resistance of the PrP^{Sc} isoform versus the normal form PrP^{C} .

At present there is no treatment nor any vaccine available to prevent the disease. This may be mainly due to the obvious low immunogenicity of the PrP^{Sc} isoform which has prevented the manufacture of antibodies specifically recognizing the PrP^{Sc} isoform, while simultaneously avoiding cross-reactivity with the "normal" isoform, PrP^{C} .

Moreover, there is also no adequate test to detect the disease in a live animal. Veterinary pathologists may confirm BSE by postmortem microscopic examination of brain tissue. Yet,

when it comes to detect the presence of the BSE agent in tissues this is determined by inoculating animals, usually mice, with material believed to be infected with BSE. Thus, there exists a need in the art to provide a means with which the agents responsible for the development of degenerative diseases of the nervous system, such as BSE, CJD, vCJD or TSE related diseases, like scrapie and others.

The problem of the present invention therefore resides in providing means, which enables a veterinary and/or physician to specifically detect the presence of agents causing BSE, CJD, vCJD and/or TSE related diseases.

In the course of the extensive studies leading to the invention the present inventors have found that one of the conformational changes, the PrP^C undergoes in its transformation to PrP^{Sc} resides in a modification of the tertiary structure of the C-terminal region of PrP^C.

In the figures,

Fig. 1 shows a picture (10 times enlarged) of a human brain tissue sample derived from an individuum subject to sporadic CJD treated with the antibody CNCM I-2476.

Fig. 2 shows a picture (60 times enlarged) of a human brain tissue sample derived from an individuum subject to sporadic CJD treated with the antibody CNCM I-2476.

Fig. 3 shows a picture (60 times enlarged) of a human brain tissue sample derived from an individuum subject to new variant CJD treated with the antibody CNCM I-2476.

Fig. 4 shows a picture (20 times enlarged) of a human brain tissue sample derived from an individuum subject to new variant CJD treated with the antibody CNCM I-2476.

Fig. 5 shows a picture (20 times enlarged) of a bovine brain tissue sample derived from an animal exhibiting signs of BSE treated with the antibody CNCM I-2476.

Fig. 6 shows a picture (10 times enlarged) of a brain tissue sample derived from a goat subject to scrapie treated with the antibody CNCM I-2476.

- 5 Fig. 7 shows the results of a Dot Blot experiment, wherein various samples of normal brain tissues are exposed to the antibody CNCM I-2476. As a control the peptide of Seq. ID. No. 2 and the conjugate of said peptide and KLH was used.

Thus, according to an embodiment the present invention provides for an antibody directed to the C-terminal part of the PrP^{Sc} isoform or a part thereof, that is, to a three dimensional conformation of said part of the prion polypeptide exhibited in the "misfolded" form. Since the PrP^C form does exhibit a three dimensional conformation in this part of the prion polypeptide obviously different from PrP^{Sc} the present antibodies are capable to selectively bind to the PrP^{Sc} isoform while not binding to the PrP^C form. They are therefore capable to distinguish between those isoforms. The antibodies are preferably directed to the region comprised by amino acids no. 190 to 214 of PrP^{Sc} or a part thereof, more preferably to the sequence from about 202 to about 214 of PrP^{Sc}, or a part thereof, or to variants obtained by substituting or omitting one or more amino acids with the proviso that the conformational particularity of said region as exhibited by the PrP^{Sc} isoform is essentially retained.

- 20 According to a preferred embodiment the amino acid sequence is

-Cys-Ile-Thr-Gln-Tyr-Glu-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

or

- 25 -Cys-Ile-Thr-Gln-Tyr-Gln-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

Seq. ID No 1 shows a part of C-terminal region of the amino acid sequence of the bovine prion polypeptide that is from amino acid no. 180 to no. 219 as identified in the present invention.

Thr-Thr-Lys-Gly-Glu-Asn-Phe-Thr-Glu-Thr-Asp-Ile-Lys-Met-Met-Glu-
 180 185 190 195
 Arg-Val-Val-Glu-Gln-Met-Cys-Ile-Thr-Gln-Tyr-Gln-Arg-Glu-Ser-Gln-
 5 200 205 210
 Ala-Tyr-Tyr-Gln-Arg-Gly-Ala-Ser
 215

An antibody as defined here in the present invention shall be capable to differentiate between PrP^{Sc} and PrP^C by selectively binding to a three dimensional conformation provided by the C-terminal part of the PrP^{Sc} isoform, which is not present in the PrP^C form.

The antibody may be polyclonal or monoclonal, while due to cross-reactivity reasons monoclonal antibodies are preferred. Moreover, also fragments of the antibodies are within the meaning of the present antibodies, in particular those fragment binding to the target, such as the F_{ab} regions or parts thereof. Based on the respective need the skilled person will be able to design the corresponding fragments.

The term antibodies is meant to also comprise chimeric antibodies, such as humanized antibodies, wherein the constant region is derived from a human source, while the variable region is derived from animal source, such as mice, so as to decrease a response of the treated individual to the agent. Bispecific antibodies are considered in the present invention as well. Bispecific antibodies are immunoglobulins or fragments thereof wherein the two F_{ab} fragments are directed to different targets each. Thus, one F_{ab} fragment will be directed to the C-terminal part of PrP^{Sc} while the other F_{ab} fragment may be directed to any target, such as a target to used in an assay.

The antibody may be linked to markers commonly used in the detection of targets, such as a radioactive label, a fluorescent label or a dye. According a preferred embodiment the antibody is the antibody produced by the hybridoma cell line CNCM I-2476, deposited according to the Budapest Treaty with the Pasteur Institute, Paris, France on May 10th, 2000.

The above antibodies may be used for the diagnosis and/or treatment of Bovine Spongiform Encephalopathy or Creutzfeld-Jacobs-Disease or variant form thereof or TSE related diseases in mammals, such as e.g. ungulates or humans, in that the antibody selectively binds to the PrP^{Sc} isoform. This trait of being capable to use the present antibodies in different species, e.g. human, cow, sheep etc. is a novel and intriguing feature of the present antibodies and alleviates the determination methods, such that only one antibody is required to investigate all respective individuals.

For determining whether an individual is affected by the corresponding disease a specimen is taken from the individual to be tested, such as a tissue (homogenisate or sections) or a body fluid, e.g. blood, saliva urine or cerebrospinal fluid, and is examined for the presence of the PrP^{Sc} isoform, by contacting the specimen under suitable conditions with the antibody.

The method for contacting the specimen with the antibody is not subject to any particular restriction and will be dependent only on the means available and the specimen itself. Hence, the antibodies may be used e.g. in the methods of ELISA, Dot Blot, Western Blot, immunohistochemistry methods and others, all of which the skilled person is well acquainted with.

In order to enable a rapid testing of an individual for the presence of a prion associated disease the present invention also provides for a kit, which comprises at least one antibody according to the present invention. In addition, the kit will also comprise buffers, support material and marker agents adapted to the respective assays performed.

Further, the antibodies of the present invention may also be used in the therapy of prion associated diseases by administering to an affected individual an effective amount of an antibody of the present invention, optionally together with suitable excipients and carriers. Consequently, the present invention will also comprise a pharmaceutical composition containing at least one antibody according to the present invention.

Moreover, the present invention also provides for a method for immunizing an individual against the PrP^{Sc} isoform. In this respect peptides of the C-terminal part found to be different from the normal form (PrP^C) may be used for eliciting an immune response in an individual, which peptides are preferably derived from the prion sequence amino acid no. 190 to 215 or a part thereof, more preferably from the sequence from about 202 to about 214 of the polypeptide, or a part thereof, or from variants obtained by substituting or omitting one or more amino acids with the proviso that the conformational particularity of said region as exhibited by the PrP^{Sc} isoform is essentially retained. According to most preferred embodiment the amino acid sequence is

-Cys-Ile-Thr-Gln-Tyr-Glu-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

or

-Cys-Ile-Thr-Gln-Tyr-Gln-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

In addition the antibodies itself may be used to produce antiidiotypic antibodies, which may be used for immunization. It will be appreciated that for the immunization the skilled person will choose the appropriate time frame between the boosting steps and will select an proper adjuvant if deemed necessary.

The present antibodies may also be used for raising anti-idiotypic antibodies, i.e. antibodies that are directed to the binding region of the antibodies of the present invention. These anti-idiotypic antibodies represent a mirror-image of the antibodies of the present invention and may be used for the prevention and therapy of the above mentioned diseases. The anti-idiotypic antibodies are therefore also within the scope of the present invention and may be produced according to methods well known in the art, i.e. by immunizing animals with e.g. the hypervariable region of the antibodies of the present invention and producing polyclonal or monoclonal antibodies against it. In a next step the antibodies obtained will be selected according to the binding of the present antibodies to said anti-idiotypic antibodies.

The method for obtaining the antibodies of the present invention comprises the step of immunizing an animal, such as e.g. mice or rabbit with an immunizing amount of a peptide comprising the amino acids of the C-terminal part of the prion polypeptide, preferably a peptide having the following a sequence :

-Cys-Ile-Thr-Gln-Tyr-Gln-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

More preferably, for the immunization step a peptide is used that had been derived from the above sequence by replacing the Gln residue at location no. 207 of the prion polypeptide by Glu to obtain the following amino acid sequence:

-Cys-Ile-Thr-Gln-Tyr-Glu-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

This sequence has surprisingly proven to elicit an immune response sufficiently strong to be capable to easily raise antibodies specifically against PrP^{Sc}. Without being bound to any theory the surprising result obtained with this peptide may reside in that the native Gln residue may form hydrogen bonds and may such cause insolubility of the peptide, which is not desired when being part of an epitope. On the other hand Glu, which is in the sequence of the human PrP, whereas Gln is at the same position in the primary structure of bovine PrP, seemingly does not form such links.

Using any of the above peptides for the immunization step harbors the advantage that no knock out mice have to be prepared in before, such as when using the entire prion polypeptide. For the immunization preferably a conjugate of the peptide and a carrier is used, wherein the peptide is bound to the carrier via its N-terminus. It could be shown that this measure obviously provides for a better immune response as compared to binding the peptide to the carrier via the C-terminus.

After immunizing animals with the antigen spleenocytes are isolated and fused with myeloma cells according to methods and techniques well known in the art. Selection for fused cells is performed using an appropriate medium, which does not support growth of

unfused cells, such as the HAT medium. Fused myeloma cells growing in the selection medium are screened for the production of antibodies capable to bind to the peptide used for the immunization step.

5 The present invention also pertains to hybridoma cell lines capable of producing the antibodies of the present invention and obtainable according to the above method. The lines obtained were found to grow extremely fast, with a doubling time period of about 8 hours. Also the secretion of antibodies was found to be very high as compared to normal hybridoma antibody secretion. According to a preferred embodiment the hybridoma is CNCM I-2476
10 which has been deposited with the Institute Pasteur, Paris, France on May 10th, 2000 according to the Budapest Treaty.

According to another embodiment the present invention relates to a peptide sequence as shown by the following amino acid sequences:

15 Cys-Ile-Thr-Gln-Tyr-Gln-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr

or

20 Cys-Ile-Thr-Gln-Tyr-Glu-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr

or peptides derived from these sequences by substituting or omitting one or more amino acids with the proviso that the three conformational structure is essentially maintained.

25 These peptides obviously provide for a three dimensional conformation exhibited exclusively by the PrP^{Sc} isoform and not from the PrP^C form. Thus, as mentioned above this peptide may well be used for immunizing humans or animals, so that the immunized individual may produce an immune response against the "misfolded form" of the prion polypeptide and depleting it from the body in a natural way. In addition, said polypeptide may also be used
30 for producing drugs against the above mentioned prion associated diseases.

The following examples illustrate the invention without limiting it to the same.

Example 1**Preparation of a synthetic peptide**

- 5 For the immunization a 13-amino acid long peptide from the primary structure of the human PrP (human prion protein) has been chosen. The peptide is located close to the C-terminal part of the prion protein from amino acid 202 to 214. The peptide has been modified by exchanging the Gln residue at location 207 by a Glu residue to result in the following amino acid sequence

H-Cys-Ile-Thr-Gln-Tyr-Glu-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-OH

This peptide was bound via its N-terminal part to the carrier protein KLH, keyhole limpet hemocyanin, which represents a novel feature of linking potentially immunogenic peptides to a carrier, since normally the peptide is linked via the C-terminus to the carrier.

Example 2**Immunization of animals**

- 20 BALB/c mice were immunized with 0.2 mg KLH-peptide conjugate (prepared according to example 1) per mouse, subcutaneously in Freund's complete adjuvant (CFA) (200µl/mouse). After 14 days mice were again immunized with 0.1 mg of KLH-peptide per mouse in Freund's incomplete adjuvant (IFA), intraperitoneally (200µl/mouse). After two weeks they were inoculated intraperitoneally with 0.2 mg of KLH-peptide per mouse intraperitoneally in
- 25 Freund's incomplete adjuvant once more. Blood was taken from the tail vein 10 days after the last inoculation and the presence of antibodies against the conjugate was determined by indirect ELISA. Plates were coated with KLH, KLH-peptide and free peptide. The binding of mouse antibodies was detected by goat anti-mouse antibodies, conjugated with HRP. The immune response of all mice was surprisingly very high.

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A final boost was injected intravenously in physiological solution (0.1 mg/mouse in 100 µl).

Example 3**Production of hybridomas**

On day 4 after the booster injection mice were sacrificed and their spleen was removed. Splenocytes were isolated and fused with mouse myeloma cells NS1 (in ratio 10 : 4) using 50% PEG for 3 minutes according to standard techniques (Liddell, J.E., Cryer, A., A practical guide to monoclonal antibodies. John Wiley&Sons, New York, 1991). Cells were washed and resuspended into 96-well microtiter plates in DMEM (Flow, UK), supplemented with 13% FCS (HyClone, USA) (in the following merely designated DMEM) and with feeder layer of mouse thymocytes. The next day HAT DMEM was added into all wells. Supernatants were tested for the presence of specific antibodies after 10-14 days by indirect ELISA. To this end, microtiter plates (Nunc, Denmark) were coated with 5 µg/ml of the peptide or the KLH-peptide conjugate or KLH alone (Bachem, Switzerland) in 50 mM carbonate/bicarbonate buffer pH 9.6 overnight at +4°C. Plates were washed three times with PBS/Tween 20 (Sigma, USA) and blocked for 30 minutes with 1 % BSA (Sigma, USA). After washing with PBS/Tween20 supernatants were added into the wells and incubated for 2 hours at 37°C. Plates were washed three times with PBS/Tween20 and goat anti-mouse immunoglobulins, conjugated with HRP (Sigma, USA) were added into the wells at dilution 1 : 5000 in 1 % BSA. After two hours incubation at 37°C plates were washed with PBS/Tween 20 and substrate was added to the wells (ABTS/H₂O₂; Sigma, USA). Plates were read at 410 nm. All volumes were 50 µl.

Hybridomas from positive wells were transferred into larger volumes (24-well plates) in HT DMEM medium. The presence of specific antibodies was determined by indirect ELISA again and selected lines were transferred into tissue culture flasks in DMEM. Finally, selected hybridomas were cloned twice by the limiting dilution method and frozen in liquid nitrogen.

The lines selected were growing extremely fast in DMEM, i.e. without the need of HT, with

a doubling time period of about 8 hours. Also the secretion of antibodies was found to be very high. One of the clones obtained was submitted to the Pasteur Institute and received the deposit no CNCM I-2476.

5 Example 4

Testing of the antibodies

10 The reactivity of the monoclonal antibodies with PrP was tested using the supernatants of the stored clones. The monoclonal antibodies were tested by immuno-histochemistry on brain tissue from CJD patients, vCJD patients and on brains of BSE positive cattle and scrapie infected brains of sheep. For control normal human, bovine and sheep brains were used. The screening was also done by Western blot and dot blot.

Sample preparation for histochemistry:

15 Paraffin sections of brain tissues derived from different sources (human, bovine and goat) were prepared according to standard techniques (machine: Ventana), wherein sections within 6-8µm thickness were obtained. The samples were treated with HCOOH (fig. 1, 5, 6) or not pretreated at all (fig. 2-4). Subsequently endogenous peroxidase was blocked using a kit provided by (Ventana, USA), the antibodies were applied at a concentration of 4 µg/ml, diluted in Dako S-2022 (Dako, USA) and incubated for 20 minutes at 42°C.

20 Subsequently a biotinylated goat anti-mouse+rabbit was applied (Ventana, USA) and incubated for 20 minutes at 42°C, followed by an incubation with streptavidin HRP (Ventana) for 20 minutes at 42°C, DAB (diamino benzidine) with Cu for 4 minutes.

25 Results:

The pattern of the immunohistochemical reactions show that mAb CNCM I-2476 reacts with all known TSE forms from different species (human, bovine, sheep) and is reacting only with the pathological protein. There is no reaction on the brain tissue of healthy individuals and
30 patients with Alzheimer disease.

Preparation of brain homogenates:

Brain tissue (thalamus or medulla or spinal cord) was homogenized in 10% sucrose, 20 mM HEPES pH 7.5, 2 % sarcosyl and 5 mM EDTA with homogenizer (Potter) (5-times, 0.1 g in 1 ml). Homogenates were centrifuged for 45 minutes at +4°C and 14 000 rpm. The supernatant was frozen at -20°C, whereas the pellet was dissolved in 1 M NaOH. The protein concentration in samples was determined by measuring absorbance at 280 and 260 nm.

Dot Blot:

10-times diluted supernatants or pellets were used as samples. They were used either native or digested with proteinase K (10 µg/ml and 100 µg/ml). Electrophoresis was done in Bio Rad cell with 25 mM Tris, 0.32 M glycine, 0.16% SDS (w/v) pH 8.3. The transfer was performed with 25 mM Tris, 192 mM glycine, 20% methanol (v/v), pH 8.3 on 0.2 mm PVDF membrane. Transfer was effected during 50 minutes at 100 V. The membranes were then blocked with 5 % milk and incubated with monoclonal antibodies (for CNCM I-2476 40 µg/ml) in 1 % milk for 1-2 hours (gentle shaking). After washing of the membranes they were incubated with secondary antibodies, conjugated with HRP (goat anti-mouse, Sigma, USA), diluted 1 : 5000 in 1 % milk (1-2 hours, gentle shaking). Membranes were washed and immune reaction was detected using chemiluminescence kit (ECL, Amersham, USA).

Results:

No reaction of normal brain samples with antibody V5B2 (CNCM I-2476) occurred. As positive controls the KLH-peptide was used.

The monoclonal antibodies provided by the present invention show a high specificity for PrP^{Sc}. For recognition it was not required to use proteinase K digestion of PrP^C prior to the screening method. There was no reaction between the normal brain tissues and the mAb under the same conditions, indicating that the produced antibodies are very specific and recognize exclusively PrP^{Sc}.

Claims

1. An antibody, capable to selectively bind to the three dimensional conformation
provided by the C-terminal part of the PrP^{Sc} isoform of the prion protein or a part
thereof, while not binding to the PrP^C form.

2. The antibody according to claim 1, wherein the C-terminal part comprises a region of
the prion polypeptide ranging from about amino acid no. 190 to amino acid no. 214,
preferably from no. 202 to 214 of the prion polypeptide, or variants thereof, obtained
by substituting or omitting or adding one or more amino acids without changing the
three dimensional conformation thereof.

3. The antibody according to claim 1 or claim 2, wherein the protein sequence
recognized by the antibody is

-Cys-Ile-Thr-Gln-Tyr-Glu-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

or a part thereof.

4. The antibody according to any of the preceding claims, which is a polyclonal or a
monoclonal antibody or a fragment thereof.

5. The antibody according to any of the preceding claims, which is linked to a marker.

6. The antibody according to any of the claims 1 or 2, which is derived from the
hybridoma cell line CNCM I-2476.

7. Use of an antibody according to any of the claims 1 to 6 or a functional part thereof
for the diagnosis and/or treatment of Bovine Spongiform Encephalopathy or Creutz-

feld-Jacobs-Disease or a variant form of Creutzfeld-Jacobs-Disease or TSE related diseases.

8. The use of an antibody according to any of the claims 1 to 6 for the production of a drug against BSE and/or CJD and/or vCJD or TSE related diseases.

9. The use of an antibody according to any of the claims 1 to 6 for the production of an active and/or passive vaccine against BSE, CJD, vCJD or TSE related diseases.

10. A method of producing an antibody according to any of the claims 1 to 6 comprising the step of immunizing an animal with an amount of a peptide having the amino acid sequence

-Cys-Ile-Thr-Gln-Tyr-Glu-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

or

-Cys-Ile-Thr-Gln-Tyr-Gln-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr-

or a variant thereof, obtained by substituting, deleting or adding one or more amino acids with the proviso that the three dimensional conformation is essentially retained, sufficient to elicit an immune response.

11. Kit for the diagnosis and/or the treatment of BSE and/or CJD and/or vCJD or TSE related diseases, containing an antibody according to any of the claims 1 to 6.

12. Pharmaceutical composition, comprising an antibody according to any of the claims 1 to 6.

13. Hybridoma cell line capable to produce an antibody according to any of the claims 1 to 6.

14. Hybridoma cell line according to claim 13, which is CNCM I-2476.
15. Antibody directed to the idiotype of an antibody according to any of the claims 1 to 6.
- 5 16. Use of an antibody according to claim 15 for the manufacture of a drug or an vaccine.
17. A peptide having the amino acid sequence

Cys-Ile-Thr-Gln-Tyr-Glu-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr

or a sequence derived therefrom by substituting one or more amino acids with the proviso that the three conformational characteristic of said peptide is essentially maintained.

18. A peptide according to claim 17, wherein the peptide is

Cys-Ile-Thr-Gln-Tyr-Gln-Arg-Glu-Ser-Gln-Ala-Tyr-Tyr

19. Use of an amino acid sequence according to claim 17 or claim 18 for the preparation of a drug or vaccine against BSE, CJD, vCJD or TSE related diseases.

Summary

The present invention pertains to novel antibodies directed to the C-terminal part of the PrP^{Sc} isoform of prions. In particular, the present invention pertains to the use of such antibodies in the diagnosis of bovine spongiform encephalopathy (BSE) and the new variant form of Creutzfeldt Jacobs Disease (vCJD). In addition, the present invention relates to the peptide recognized by the antibodies and its use in the immunization and/or treatment of BSE, CJD, vCJD and other TSE related diseases.

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The image is a high-contrast, black and white scan of a textured surface. It appears to be a book cover or endpaper, characterized by a dense, grainy texture. A dark, irregular shape, possibly a stain or a piece of tape, is visible in the center. The overall appearance is aged and worn, with a mix of light and dark gray tones.

FIG. 1

FIG. 1

This electron micrograph shows a cross-section of a cell. The cytoplasm is densely packed with numerous small, dark, circular structures, which are likely mitochondria. Two large, dark, irregularly shaped structures, possibly nuclei or large vesicles, are visible in the center and lower right. The overall texture is granular, typical of biological tissue at high magnification.

FIG. 2

Composite

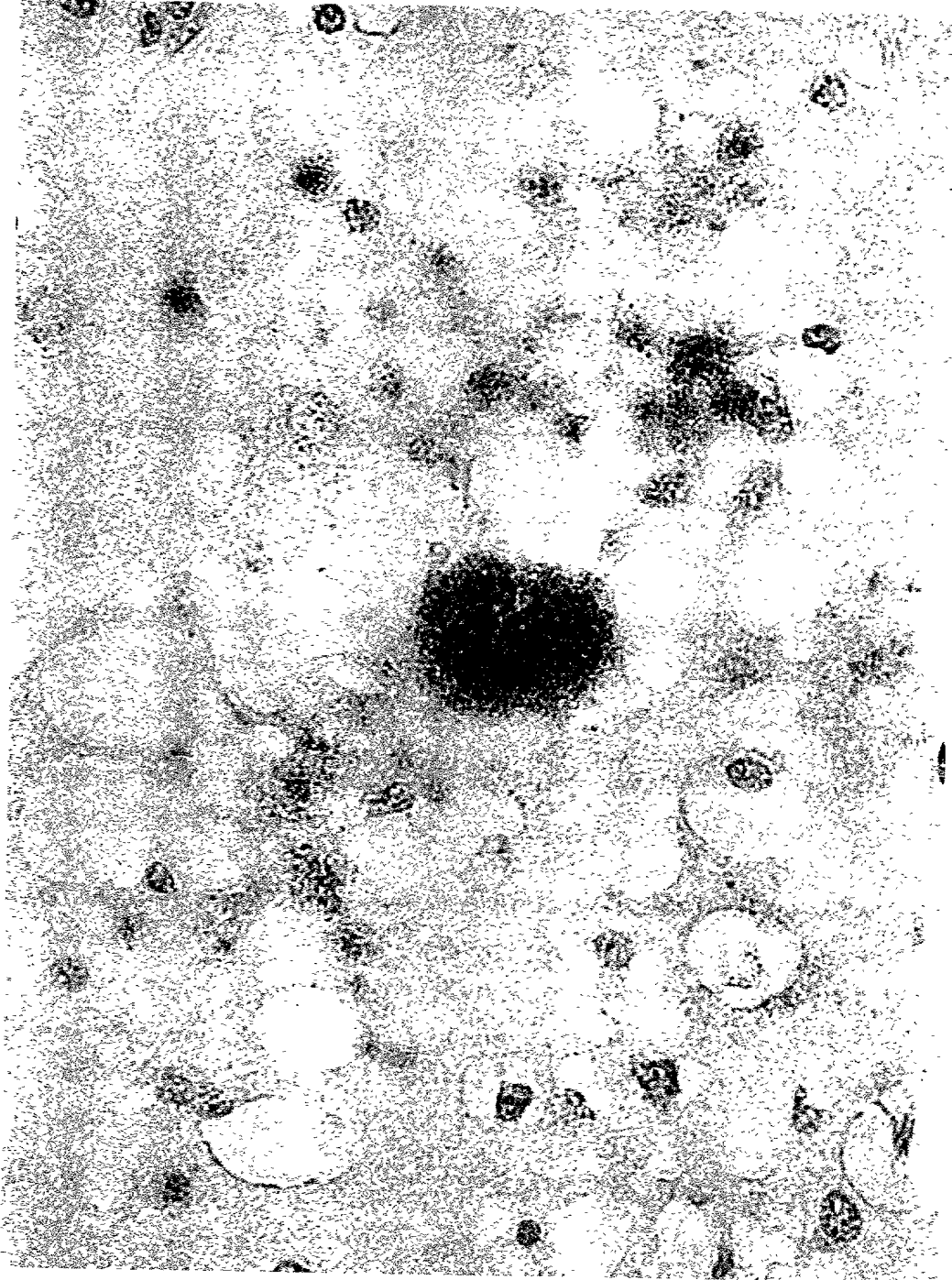


FIG. 3

FIG. 3

Composite

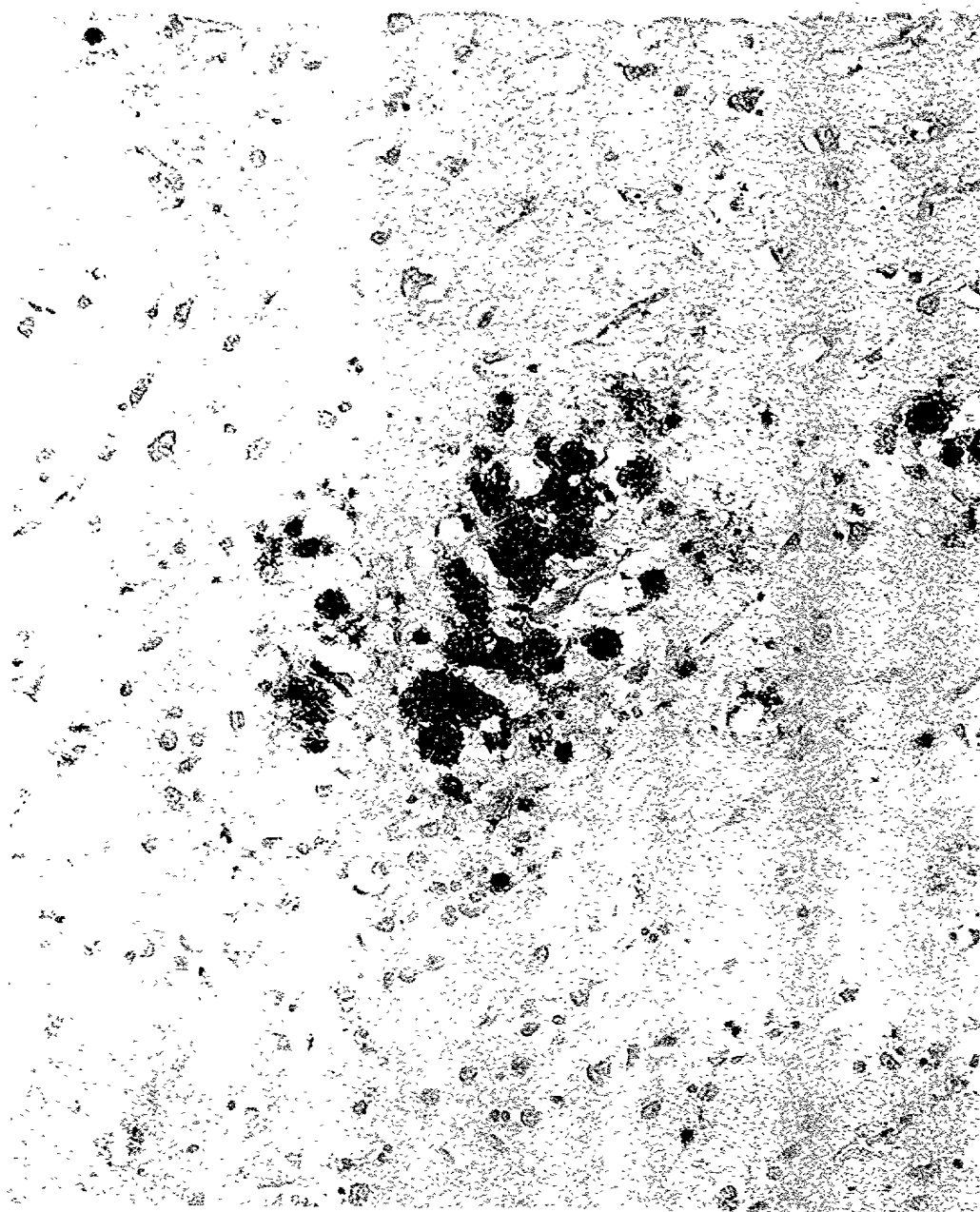


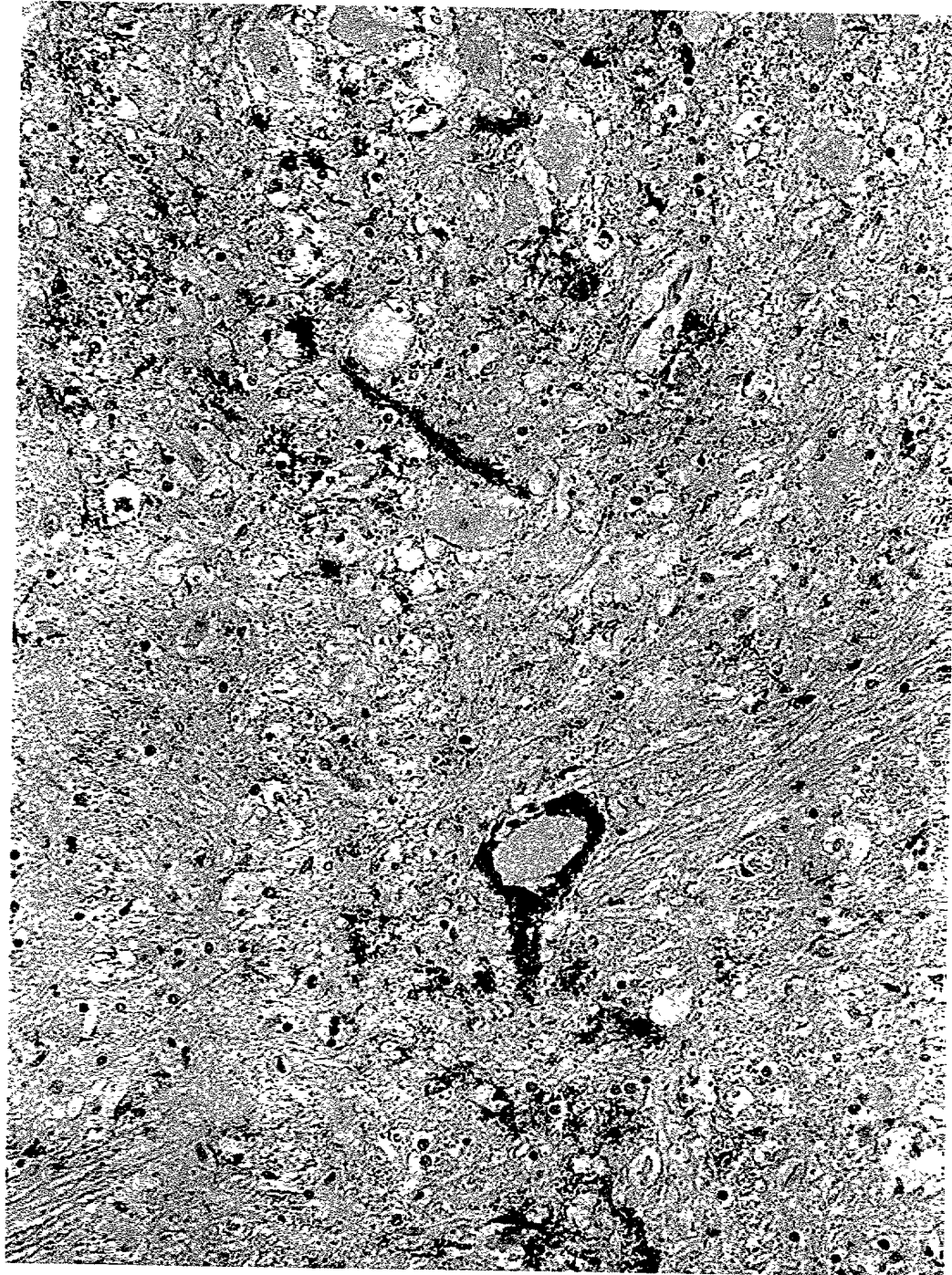
FIG. 4

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FIG. 5

Parameter	Unit	Value	Standard Error	t-Statistic	p-Value	95% Confidence Interval
Intercept		1.0000	0.0000	1.0000	0.0000	1.0000
Age	Years	0.0250	0.0050	5.0000	0.0000	0.0150
Gender	Male	0.1000	0.0500	2.0000	0.0500	0.0000
Education	Years	0.0100	0.0020	5.0000	0.0000	0.0060
Income	Thousands	0.0050	0.0010	5.0000	0.0000	0.0030
Health	Good	0.2000	0.0800	2.5000	0.0100	0.0400
Married	Yes	0.1500	0.0600	2.5000	0.0100	0.0300
Children	Number	-0.0500	0.0100	-5.0000	0.0000	-0.0700
Unemployment	Rate	0.0010	0.0005	2.0000	0.0500	0.0000
Region	North	0.1200	0.0400	3.0000	0.0050	0.0400
Season	Winter	0.0800	0.0300	2.6667	0.0100	0.0200
Constant		1.0000	0.0000	1.0000	0.0000	1.0000

Color profile: Disabled

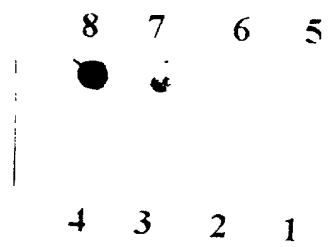
Composite



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FIG. 6

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B2

FIG. 7

COMBINED DECLARATION FOR PATENT
APPLICATION AND POWER OF ATTORNEY
(Includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER
201196/50 (80242/US)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

ANTIBODIES CAPABLE TO SELECTIVELY DETECT PRION PrP^{Sc} ISOFORMS

the specification of which (check only one item below):

☒ is attached hereto.

☐ was filed as U.S. Patent Application Serial No. _____ on _____ and was amended on _____ (if applicable).

☐ was filed as PCT International Application Number _____ on _____ and was amended under PCT Article 19 on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specifications, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. 119:

COUNTRY (If PCT, indicate "PCT")	APPLICATION NUMBER	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
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			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

**COMBINED DECLARATION FOR PATENT
APPLICATION AND POWER OF ATTORNEY (Continued)**
(Includes Reference to PCT International Applications)

ATTORNEY'S DOCKET NUMBER
201196/50 (80242/US)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT International filing date of this application:

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. 120:

U.S. APPLICATIONS

STATUS (Check One)

U.S. APPLICATION NUMBER

U.S. FILING DATE

PATENTED

PENDING

ABANDONED

PCT APPLICATIONS DESIGNATING THE U.S.

**PCT
APPLICATION NO.**

**PCT
FILING DATE**

**U.S. SERIAL NUMBERS
ASSIGNED (if any)**

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. **Michael L. Goldman, Registration No. 30,727; Gunnar G. Leinberg, Registration No. 35,584; Dennis M. Connolly, Registration No. 40,964; Edwin V. Merkel, Registration No. 40,087; Georgia Caton, Registration No. 44,597; Grant E. Pollack, Registration No. 34,097**

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	POST OFFICE ADDRESS	P.O. ADDRESS Slajmerjeva 6	CITY Ljubljana	STATE & ZIP CODE/COUNTRY 1000/Slovenia
202	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE/FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	P.O. ADDRESS	CITY	STATE & ZIP CODE/COUNTRY
203	FULL NAME OF INVENTOR	FAMILY NAME	FIRST GIVEN NAME	SECOND GIVEN NAME
	RESIDENCE & CITIZENSHIP	CITY	STATE/FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
	POST OFFICE ADDRESS	P.O. ADDRESS	CITY	STATE & ZIP CODE/COUNTRY

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201

SIGNATURE OF INVENTOR 202

SIGNATURE OF INVENTOR 203

UNSIGNED

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